

MINUTES

THE REGULAR MEETING OF THE BOARD OF ALDERMEN CITY OF BRANSON, MISSOURI January 13, 2015

INTRODUCTORY

The Board of Aldermen of the City of Branson, Missouri met in regular session in the Council Chambers of the City Hall on January 13, 2015, at 7:00 p.m. Mayor Presley called the meeting to order with the "Pledge of Allegiance" and Ted Martin gave the invocation.

ROLL CALL

City Clerk Westfall called roll: Mayor Presley presiding, Mike Booth, Cris Bohinc, Bob Simmons, Patrick Parnell, Rick Todd and Rick Davis.

Also present from the City were: City Administrator Bill Malinen, City Clerk Lisa Westfall, City Attorney William Duston, Public Works Director and City Engineer David Miller, IT Director Chad Forster, Police Chief Kent Crutcher, Parks and Recreation Director Cindy Shook, Utilities Director Mike Ray, Economic Development Director Garrett Anderson, Planning and Development Director Joel Hornickel, Finance Director Jamie Rouch, Fire Chief Ted Martin and Human Resources Director Jan Fischer.

EMPLOYEE OF THE MONTH

Alderman Bohinc presented Caleb Atchley of the Utilities Department as the January Employee of the Month in recognition for displaying the City of Branson Values of Teamwork and Cooperation; Service and Courtesy; Stewardship and Sustainability.

PUBLIC COMMENT

Mayor Presley began the Public Comments section of the Board of Aldermen meeting by stating the Board would hear citizens that signed the Speaker's Sheet in the order they are listed on the sheet.

There were no speakers this evening.

CONSENT AGENDA

Mayor Presley asked if there were any citizens that had any items they wished to have removed from the Consent Agenda for further discussion. Hearing none, Mayor Presley asked if any member of the Board had any items they wished to have removed from the Consent Agenda. Hearing none, Mayor Presley asked City Clerk Westfall to read the items on the Consent Agenda. City Clerk Westfall read the following Consent Agenda items by title.

Approval of Board of Aldermen Minutes:

- a) December 4, 2014 Study Session
- b) December 9, 2014 Regular Meeting

Acknowledge Receipt of Minutes:

- a) Tree Board meeting of November 5, 2014
- b) Planning & Zoning Commission Study Session of December 2, 2014
- c) Planning & Zoning Commission Regular meeting of December 2, 2014

Acknowledge Receipt of Annexation Petition filed for:

- a) Property located at 175 Meadow Brook, Unit 1 and Garage 5, Branson, Missouri

BILL NO. 4684

Ord. No. 2015-0001

Approving a Pre-Annexation Agreement for the property owned by 7M Development, LLC. located at 173 Thunder Ridge Estates Drive in Thunder Ridge Estates, Phase I.

Final Reading of Bill No. 4684, an ordinance approving a Pre-Annexation Agreement for the property owned by 7M Development, LLC. located at 173 Thunder Ridge Estates Drive in Thunder Ridge Estates, Phase I and authorizing the Mayor to execute the contract was read by title by City Clerk Westfall. Voting aye: Booth, Bohinc, Simmons, Parnell, Todd and Davis. Nays: none. Motion carried. Ordinance No. 2015-0001 was duly enacted.

BILL NO. 4685

Ord. No. 2015-0002

Approving a contract with Cody Computer Systems for police records management software maintenance.

Final Reading of Bill No. 4685, an ordinance approving a contract with Cody Computer Systems for police records management software maintenance and authorizing the Mayor to execute the contract was read by title by City Clerk Westfall. Voting aye: Booth, Bohinc, Simmons, Parnell, Todd and Davis. Nays: none. Motion carried. Ordinance No. 2015-0002 was duly enacted.

BILL NO. 4686

Ord. No. 2015-0003

Approving an amended contract with Suddenlink for metro ethernet and dedicated internet.

Final Reading of Bill No. 4686, an ordinance approving an amended contract with Suddenlink for metro ethernet and dedicated internet and authorizing the Mayor to execute the contract was read by title by City Clerk Westfall. Voting aye: Booth, Bohinc, Simmons, Parnell, Todd and Davis. Nays: none. Motion carried. Ordinance No. 2015-0003 was duly enacted.

BILL NO. 4687

Ord. No. 2015-0004

Accepting the proposal of the Branson Lakes Area Chamber of Commerce pertaining to Tourism Marketing.

Final Reading of Bill No. 4687, an ordinance accepting the proposal of the Branson Lakes Area Chamber of Commerce pertaining to Tourism Marketing and authorizing the Mayor to execute the contract was read by title by City Clerk Westfall. Voting aye: Booth, Bohinc, Simmons, Parnell, Todd and Davis. Nays: none. Motion carried. Ordinance No. 2015-0004 was duly enacted.

BILL NO. 4688

Ord. No. 2015-0005

Accepting the proposal of Allen, Gibbs & Houlik, L.C., for auditing services for the City of Branson.

Final Reading of Bill No. 4688, an ordinance accepting the proposal of Allen, Gibbs & Houlik, L.C., for auditing services for the City of Branson and authorizing the Mayor to execute the contract was

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read by title by City Clerk Westfall. Voting aye: Booth, Bohinc, Simmons, Parnell, Todd and Davis. Nays: none. Motion carried. Ordinance No. 2015-0005 was duly enacted.

Mayor Presley opened the floor for a motion to approve all items on the Consent Agenda. Alderman Todd moved to approve, seconded by Alderman Davis. Voting aye: Booth, Bohinc, Simmons, Parnell, Todd and Davis. Nays: none. Motion carried.

REGULAR AGENDA

RESOLUTION NO. 2015-R001

Approving the marketing budget of the Branson Lakes Area Chamber of Commerce from January 1, 2015 to December 31, 2015.

A Resolution approving the marketing budget of the Branson Lakes Area Chamber of Commerce from January 1, 2015 to December 31, 2015 was read by title by City Clerk Westfall and a staff report was presented by Jamie Rouch. Mayor Presley asked for a motion adopting the resolution. Alderman Booth moved to adopt, seconded by Alderman Parnell. Mayor Presley asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Presley asked for comments from the Board. No discussion. Mayor Presley called for a vote on the Resolution. Voting aye: Booth, Bohinc, Simmons, Parnell, Todd and Davis. Nays: none. Motion carried. Resolution No. 2015-R001 was adopted.

Discussion regarding road solicitation, distribution and panhandling.

Mayor Presley stated the next item is discussion regarding road solicitation, distribution and panhandling and Administrator Malinen provided an introduction. Mayor Presley asked for anyone in the audience wishing to speak regarding this matter.

Donna Glotz, 526 Parnell Drive, Branson, Missouri, introduced herself as a former school teacher, counselor and administrator who has experience working with homeless students and their families by referring them to the appropriate resources in the community. Ms. Glotz expressed her concern regarding panhandling in Branson and said she has witnessed what appears to be organized panhandling as she has seen a white van dropping off panhandlers at various intersections. She recalled seeing this happen near the Walmart store on Branson Hills Parkway and feels this is disturbing. She mentioned an incident in which a panhandler ran out in front of her daughter's car in order to collect money from another vehicle and expressed concern that the panhandler could have been hit by a vehicle. Ms. Glotz reported seeing a van at Walmart that had a homeless sign in the window and upon leaving Walmart, she notice the sign was no longer in the van and there was a man holding the sign on the street corner. She said she found this strange that he owned this van, yet claimed to be homeless and feels the panhandlers are taking advantage of our community. Ms. Glotz reported her nephew works at a corporate office in Springfield and has handed out over 450 business cards in the last 10 months to panhandlers who have said they need a job and he has only received one phone call so far. She said there was a reporter from a Springfield news station who panhandled undercover in Springfield and made approximately \$200-\$500 per day. She added, people working in our local stores and restaurants don't even make \$200 per day and is why panhandling is so profitable and aggressive. She is concerned because it's difficult for people to discern which people are truly in need and said the City of Springfield deals with the homeless camps by making them aware of the services available to them, yet the homeless still do not want to leave their camps. Ms. Glotz commented she doesn't want to see this happen in Branson since there are so many families and children that visit.

Jak Knudsen, River Drive, Branson, Missouri, stated he appreciates the opportunity to address the Board and expressed his concern for the increase of panhandling in Branson. He said he moved to Branson eight years ago and doesn't recall seeing anyone panhandling then and inquired why there has been an increase in panhandling in recent years. Mr. Knudsen stated the Bible teaches to give freely to those in need and to not judge and said he believes most people practice this and said he and his family would do anything to help others in the community. He mentioned recently visiting Las Vegas, Nevada,

and saw panhandlers and believes per capita, Las Vegas has less panhandlers than Branson. He added, their panhandlers look more convincing than the ones in Branson as they genuinely look needy. He gave an example of a panhandler in Branson whose sign reads "single dad" and he wears expensive coveralls and sunglasses. He inquired who is watching his children while he panhandles and expressed his anger and frustration since he has enough money to afford to wear coveralls and asked at what point he will make enough money to meet his needs so he doesn't have to panhandle anymore. Mr. Knudsen commented he's obviously making more money than he could working a job in Branson and also feels this is a safety issue. He commented his wife and other women he's talked to feel unsafe due to the panhandlers and commented it is also a tourism issue. As a local entertainer, he would like to know what his patrons think when they come to Branson year after year and see the panhandling problem worsening. He added, this is not attractive for our community and feels this is a growing problem that needs to be addressed humanely and compassionately. Discussion.

JT Tilley, 505 W. College, Branson, Missouri, thanked the Board for the opportunity to speak and mentioned he has also seen a van in town containing panhandlers. He expressed the importance of keeping in mind there are some things that we cannot control and mentioned he is a local entertainer who has personally been upset about the panhandling situation and decided to explore it further by posing as a panhandler himself. He stated he was angry with the panhandlers and felt embarrassed by them being in the community where he entertains and works. Mr. Tilley said he has traveled a lot and has seen many homeless people in other cities and feels they are more convincing and needier than the panhandlers in Branson. He added, he felt like the panhandlers in Branson were taking advantage of people and he wanted to prove it by panhandling himself and commented he is now embarrassed by this. He said when he panhandled, he encountered a man panhandling at the corner of Highway 65 and 76 who told him he couldn't panhandle beside him as this has been his territory for the past 4 years and recited a phony ordinance that said only one panhandler is allowed per intersection. The panhandler told him his wife was also panhandling at another location in Branson and suggested he go to the Bee Creek Road intersection where he could make about \$400 per day. Mr. Tilley stated this made him angry, so he posted some things on Facebook about this and the following day 400,000 people had "liked" his photo and about 50,000 people had shared his photo. He said he heard a news reporter had visited one of the local panhandler's hotel rooms and found the panhandler playing video games. Mr. Tilley commented he knows homeless people who truly need help and they are not just trying to avoid being kicked out of their hotel room. As people responded to his Facebook post, he said he realized it is very easy to misconstrue the issue at hand and can very easily become a personal issue. He added it's none of our business where those people stand, but the main point is that it's not safe. Mr. Tilley stated over the last six months people have sent him pictures and videos of panhandlers and actual homeless people. He mentioned receiving a video of two local panhandlers engaged in a fist fight at the intersection of Highway 65 and 76. He said there is no doubt they were battling over the turf and said the middle of an intersection is not a place for a fist fight. Mr. Tilley said we have an opportunity as a community to eradicate this safety issue that exists and believes panhandling might decrease in Branson if standing in an intersection is no longer allowed. Discussion.

Jim Lawson, 1012 Lee Avenue, Branson, Missouri, commented he agrees with the comments he's heard on panhandling and introduced himself as the Chairman of the Board of the Salvation Army and the Coordinator for Loaves and Fishes. He also said he works with members of Christian Action Ministries. He commented he is very much involved with helping people and has even explained to the local panhandlers how the Salvation Army can help them, but they are not interested. He said the panhandling in Branson appears to be a business and the tourists visiting Branson might get the impression that the local non-profits are not doing anything to help since there are people standing on the streets and he feels this is an insult to the non-profits that work many hours helping people. He thanked the Board for the opportunity to speak.

Lonnie Knopp, State highway T, Branson, Missouri, stated he did the calculations if a panhandler makes \$400 per day and panhandled each day for 45 years, it equates to roughly \$6.6 Million if they are allowed to panhandle for the next 45 years.

Sherry Moore, Branson, Missouri, stated she believes the panhandling in Branson is organized and feels this is terrifying. She calculated if a panhandler made \$400 per day, it would equate to \$4,000 in ten days totaling approximately \$40,000 to \$120,000 per year. She said if someone panhandled only 300 days per year they could take two months off and still make \$120,000 per year without paying taxes.

Ms. Moore said about ten years ago, if someone made \$150,000 per year and paid taxes, they would be in the top 2% of American income earners. She said if you figure someone is making \$120,000 per year without paying taxes they would also be in the top 2% of American income earners. Ms. Moore stated all of panhandler signs she's seen people holding say they are homeless, unemployed, need money and need food and commented if they are not truly homeless, and are deliberately deceiving the public, that's fraud. Ms. Moore mentioned in the past she had given money to a man because he was blind since it would be hard for him to work and said she understands there are people who need help, but feels these people are committing fraud and should be held accountable. She also recalled a time when she helped a lady by buying her clothes so she could find employment and the lady told her she realized she just needed to grow up and get a job. Ms. Moore commented many people in Branson need to realize this and understand they might have to relocate in order to find employment. She stated there are a lot of social service agencies in the area that are able to help and doesn't understand how some panhandlers can care for animals when they are in poverty. Discussion.

Ashley with Jesus was Homeless stated she is not here to discuss opinion, the obvious presence of panhandlers on the streets or whether they are good or bad people. She said she understands the Board has to make a decision and pass a law regarding panhandling and said Jesus was Homeless would like to be part of the solution. She mentioned they have a job training program called Jobs for Life and offered to help the City if possible. She stated her organization also welcomes community service opportunities and they currently work with probation and parole. She asked the Board to consider Jesus was Homeless to be part of the solution to help the community be a better place for everyone. Discussion.

Mayor Presley asked for comments from the Board. Discussion.

Overview of 2014 City of Branson Initiatives

An overview of 2014 City of Branson Initiatives was presented by City Administrator Malinen. Mayor Presley asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Presley asked for comments from the Board. Discussion.

The meeting recessed at 8:45 p.m. and reconvened at 9:01 p.m.

BILL NO. 4689

Vacating a 20 foot sewer easement in the Branson Hills Development Phase 10.

First Reading of Bill No. 4689, an ordinance vacating a 20 foot sewer easement in the Branson Hills Development Phase 10 was read by title by City Clerk Westfall and a staff report was presented by David Miller. Mayor Presley asked for a motion approving Bill No. 4689. Alderman Parnell moved to approve, seconded by Alderman Booth. Mayor Presley asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Presley asked for comments from the Board. Discussion. Voting aye: Booth, Bohinc, Simmons, Parnell, Todd and Davis. Nays: none. Motion carried.

BILL NO. 4690

Approving an Intergovernmental Agreement with Branson/Lakes Area Tourism Community Enhancement District for Explore Branson domain name.

First Reading of Bill No. 4690, an ordinance approving an Intergovernmental Agreement with Branson/Lakes Area Tourism Community Enhancement District for Explore Branson domain name and authorizing the Mayor to execute the contract was read by title by City Clerk Westfall and a staff report was presented by Chad Forster. Mayor Presley asked for a motion approving Bill No. 4690. Alderman Simmons moved to approve, seconded by Alderman Todd. Mayor Presley asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Presley asked for comments

from the Board. No discussion. Voting aye: Booth, Bohinc, Simmons, Parnell, Todd and Davis. Nays: none. Motion carried.

BILL NO. 4691

Amending Section 450.070(B) of the Branson Municipal Code pertaining to application requirements for special events.

First Reading of Bill No. 4691, an ordinance amending Section 450.070(B) of the Branson Municipal Code pertaining to application requirements for special events was read by title by City Clerk Westfall and a staff report was presented by Joel Hornickel. Mayor Presley asked for a motion approving Bill No. 4691. Alderman Davis moved to approve, seconded by Alderman Booth. Mayor Presley asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Presley asked for comments from the Board. Discussion. Voting aye: Booth, Bohinc, Simmons, Parnell, Todd and Davis. Nays: none. Motion carried.

BILL NO. 4692

Amending Chapter 70 of the Branson Municipal Code pertaining to digital signs and off-premise advertising.

First Reading of Bill No. 4692, an ordinance amending Chapter 70 of the Branson Municipal Code pertaining to digital signs and off-premise advertising was read by title by City Clerk Westfall and a staff report was presented by Joel Hornickel. Mayor Presley asked for a motion approving Bill No. 4692. Alderman Davis moved to approve, seconded by Alderman Simmons. Mayor Presley asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Presley asked for comments from the Board. Discussion. Voting aye: Booth, Bohinc, Simmons, Parnell, Todd and Davis. Nays: none. Motion carried.

BILL NO. 4693

Approving a contract with Faith Community Health Center, Inc. pertaining to the provision of services to provide temporary emergency help for the needy.

First Reading of Bill No. 4693, an ordinance approving a contract with Faith Community Health Center, Inc. pertaining to the provision of services to provide temporary emergency help for the needy and authorizing the Mayor to execute the contract was read by title by City Clerk Westfall and a report was presented by Heather Burney with the Faith Community Health Center. Mayor Presley asked for a motion approving Bill No. 4693.

Alderman Todd disclosed his conflict due to performing unpaid consulting work for this organization.

Alderman Bohinc moved to approve, seconded by Alderman Davis. Mayor Presley asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Presley asked for comments from the Board. Discussion. Voting aye: Booth, Bohinc, Simmons, Parnell and Davis. Nays: none. Abstain: Todd. Motion carried.

BILL NO. 4694

Accepting the proposal of Ozarks Area Community Action Corporation (OACAC) pertaining to the provision of services to provide temporary emergency help for the needy.

First Reading of Bill No. 4694, an ordinance accepting the proposal of Ozarks Area Community Action Corporation (OACAC) pertaining to the provision of services to provide temporary emergency help for the needy and authorizing the Mayor to execute the contract was read by title by City Clerk Westfall and a report was presented by Jennifer Mylenbusch with the Ozarks Area Community Action

Corporation. Mayor Presley asked for a motion approving Bill No. 4694. Alderman Todd moved to approve, seconded by Alderman Simmons. Mayor Presley asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Presley asked for comments from the Board. Discussion. Voting aye: Booth, Bohinc, Simmons, Parnell, Todd and Davis. Nays: none. Motion carried.

BILL NO. 4695

Approving a contract with the Women's Crisis Center of Taney County, Inc. pertaining to the provision of services to provide temporary emergency help for the needy.

First Reading of Bill No. 4695, an ordinance approving a contract with the Women's Crisis Center of Taney County, Inc. pertaining to the provision of services to provide temporary emergency help for the needy and authorizing the Mayor to execute the contract was read by title by City Clerk Westfall and a report was presented by Becky Vermeire with the Women's Crisis Center of Taney County. Mayor Presley asked for a motion approving Bill No. 4695. Alderman Bohinc moved to approve, seconded by Alderman Parnell. Mayor Presley asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Presley asked for comments from the Board. No discussion. Voting aye: Booth, Bohinc, Simmons, Parnell, Todd and Davis. Nays: none. Motion carried.

BILL NO. 4696

Approving a contract with Christian Action Ministries (CAM) pertaining to the provision of services to provide temporary emergency help for the needy.

First Reading of Bill No. 4696, an ordinance approving a contract with Christian Action Ministries (CAM) pertaining to the provision of services to provide temporary emergency help for the needy and authorizing the Mayor to execute the contract was read by title by City Clerk Westfall and a report was presented by Pat Davis with Christian Action Ministries. Mayor Presley asked for a motion approving Bill No. 4696. Alderman Booth moved to approve, seconded by Alderman Davis. Mayor Presley asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Presley asked for comments from the Board. Discussion. Voting aye: Booth, Bohinc, Simmons, Parnell, Todd and Davis. Nays: none. Motion carried.

BILL NO. 4697

Approving a contract with Salvation Army pertaining to the provision of services to provide temporary emergency housing for the needy.

First Reading of Bill No. 4697, an ordinance approving a contract with Salvation Army pertaining to the provision of services to provide temporary emergency housing for the needy and authorizing the Mayor to execute the contract was read by title by City Clerk Westfall and a report was presented by Lieutenant Shawn DeBaar with Salvation Army. Mayor Presley asked for a motion approving Bill No. 4697. Alderman Davis moved to approve, seconded by Alderman Simmons. Mayor Presley asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Presley asked for comments from the Board. Discussion. Voting aye: Booth, Bohinc, Simmons, Parnell, Todd and Davis. Nays: none. Motion carried.

BILL NO. 4698

Approving a contract with Branson Arts Council pertaining to the provision of services for community arts and cultural activities.

First Reading of Bill No. 4698, an ordinance approving a contract with Branson Arts Council pertaining to the provision of services for community arts and cultural activities and authorizing the Mayor to execute the contract was read by title by City Clerk Westfall and a report was presented by Bonnie Herrmann with Branson Arts Council. Mayor Presley asked for a motion approving Bill No. 4698. Alderman Bohinc moved to approve, seconded by Alderman Parnell. Mayor Presley asked for anyone

in the audience wishing to speak regarding this matter. Hearing none, Mayor Presley asked for comments from the Board. Discussion. Voting aye: Booth, Bohinc, Simmons, Parnell, Todd and Davis. Nays: none. Motion carried.

BILL NO. 4699

Approving an Intergovernmental Agreement between the City of Branson and the Branson Housing Authority.

First Reading of Bill No. 4699, an ordinance approving an Intergovernmental Agreement between the City of Branson and the Branson Housing Authority and authorizing the Mayor to execute the contract was read by title by City Clerk Westfall and a report was presented by Barbara Edelman with the Branson Housing Authority. Mayor Presley asked for a motion approving Bill No. 4699. Alderman Todd moved to approve, seconded by Alderman Booth. Mayor Presley asked for anyone in the audience wishing to speak regarding this matter. Hearing none, Mayor Presley asked for comments from the Board. Discussion. Voting aye: Booth, Bohinc, Simmons, Parnell, Todd and Davis. Nays: none. Motion carried.

MAYOR/ALDERMEN/ADMINISTRATOR'S REPORTS

Alderman Bohinc mentioned attending a meeting with C.O.R.E. (Communities of Recovery Experience) and feels a lot of great improvements have been made. She commented she hasn't received complaints from others in the neighborhood and feels C.O.R.E. has worked hard to be a part of the community.

Alderman Parnell attended a Chamber of Commerce Board meeting in which proposed plans for a new building were reviewed. He mentioned attending a meeting with Mayor Presley sponsored by the Alliance for Childhood Education in which raising funds for childhood education in Missouri was discussed and he felt it was an interesting meeting. Alderman Parnell attended a presentation put on by Robert M. Stutman, former Chief of the DEA's (Drug Enforcement Administration) New York office, regarding prescription drug abuse. Alderman Parnell commented the presentation was informative and the statistics regarding how society is affected by prescription drug abuse were shocking and very eye opening for him. He mentioned attending a dinner honoring Cris Bohinc for her service as the Director of the Downtown Branson Betterment Association and he saluted her for a great job. Alderman Parnell said he will continue to keep the Board posted on any new developments with the ongoing immigration integration meetings.

Alderman Booth mentioned providing the Mayor, Board and City Administrator with a copy of the First Annual Taney County Partnership Report which identifies some of the organization's successes as well as what is coming in the future and said he is excited about it. He attended a dinner at the Branson Convention Center that the partnership hosted in which local state representatives attended. He thanked the City for use of convention center for this event. Alderman Booth congratulated Cris Bohinc on her work with the Downtown Branson Betterment Association and he believes this organization has grown significantly under her leadership.

Alderman Todd mentioned attending a Human Resource meeting last week and an update was provided on insurance issues, the Health and Wellness Incentive Program and the Non-Tobacco User Incentive Program. He reported there is 95% participation of employees in the Health and Wellness Incentive Program and the projected participation in the Non-Tobacco User Incentive Program for 2015 is: 205 employees indicated they are non-tobacco users, 5 indicated they would stop using tobacco January 1st and 5 chose not to participate in the program. He stated in 2012, there were 31 tobacco users and currently there are 9 tobacco users which should be reduced by 5 in 2015 and he commented the program is working. Alderman Todd reported there was also discussion regarding improving the flexibility of how employees can use their paid time off, succession planning and the risk management program. He mentioned he will be attending a risk management meeting Administrator Malinen and

Human Resources Director Fischer will be holding on Friday and complimented the Human Resources Department and Human Resources Director Jan Fischer for their work on these topics.

Administrator Malinen mentioned the Futsal Tournament at the Branson Convention Center was a success and reminded everyone there is legislation going to the state legislature again regarding sales tax exemption for amusements and other ticketed events. He mentioned the City had put forth effort at the last legislative session to express to the legislators the effect it would have on the City and stated the totality of those exemptions made on the last day of the session were upwards of \$2 Million. He commented this is money the City of Branson would lose in revenues and other agencies in the area would also be impacted. Administrator Malinen stated he believes the legislators will move forward with it and the City will bear a significant impact. He reported the City has been invited to make a presentation to the Hollister Rotary Club next month.

Mayor Presley reminded everyone there will be a Spirit of 76 presentation this Thursday, the City will be hosting Loaves and Fishes February 26th and the Chamber of Commerce Black Tie Gala is February 28th.

EXECUTIVE SESSION

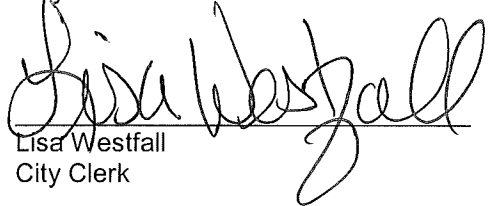
Mayor Presley asked for a motion to adjourn into a closed Executive Session. Alderman Davis moved to go into Closed Executive Session pursuant to 610.021.1 RSMo for litigation, seconded by Alderman Bohinc. Voting aye: Booth, Bohinc, Simmons, Parnell, Todd and Davis. Nays: none. Motion carried.

ADJOURN

Mayor Presley asked for a motion to adjourn. Alderman Booth moved to adjourn, seconded by Alderman Bohinc. Voting aye: Booth, Bohinc, Simmons, Parnell, Todd and Davis. Nays: none. Motion carried. Meeting adjourned at 10:04 p.m.



Rick Davis
Mayor Pro Tem



Lisa Westfall
City Clerk